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BEFORE THE ARIZONA POWER PLAN
TRANSMISSION LINE SITING COMMITTEE

IN THE MATTER OF THE APPLICATION OF)
SALT RIVER PROJECT AGRICULTURAL)
IMPROVEMENT AND POWER DISTRICT, IN)
CONFORMANCE WITH THE REQUIREMENTS))
OF ARIZONA REVISED STATUTES, SECTIONS))
40-360 et seq., FOR A CERTIFICATE OF))
ENVIRONMENTAL COMPATIBILITY))
AUTHORIZING CONSTRUCTION OF A 230 k V))
DOUBLE-CIRCUIT TRANSMISSION LINE))
ORIGINATING AT THE PLANNED AND))
PERMITTED ABEL SUBSTATION, NEAR JUDD))
AND ATTAWAY ROADS IN PINAL COUNTY,))
TO THE PLANNED AND PERMITTED RS-17))
SUBSTATION, ADJACENT TO THE EXISTNG))
MOODY SUBSTATION, LOCATED NEAR))
PECOS AND RECKER ROADS, IN THE TOWN))
OF GILBERT, MARICOPA COUNTY,))
ARIZONA, INCLUDING A NEW 230/69 kV))
SUBSTATION NEAR THE INTERSECTION OF))
COMBS AND MERIDIAN ROADS, IN OR))
ADJACENT TO THE TOWN OF QUEEN))
CREEK, ARIZONA)

DOCKET No. L-00000B-09-0311-00148

Case No. 148

**TOWN OF QUEEN CREEK'S
RESPONSE TO CITY OF MESA'S
FIRST DATA REQUESTS**

Arizona Corporation Commission

DOCKETED

OCT 13 2009

DOCKETED BY

AZ CORP COMMISSION
DOCKET CONTROL

2009 OCT 13 P 4: 15

RECEIVED

Before responding to the City of Mesa's ("Mesa") First Data Requests, the Town of Queen Creek ("Town") hereby notes its objections for the record. Nothing in the applicable rules of procedure with regard to Line Siting Committee hearings, or in the Procedural Order issued by the Chairman of the Committee in this matter, permits one intervenor to serve "data requests" on another intervenor. Further, many of the requests propounded by Mesa ask the Town to interpret and opine with regard to a newspaper article that the Town did not prepare or edit.

Subject to the foregoing, the Town provides the following information based solely upon its actual, current knowledge:

Please refer to the attached article from the August 21, 2009, on-line East Valley Tribune.

1-1 The article characterizes Ken Scarborough as an aviation consultant for the Town; is this characterization correct?

Response: Yes.

1-2 Does the Town intend to present Mr. Scarborough as a witness on its behalf in the above-captioned docket?

Response: The Town reserves the right, in the exercise of its discretion, to call or decline to call Mr. Scarborough to testify. See the Town's separately filed witness disclosure and summary of anticipated testimony.

1-3 Does the attached article accurately reflect Mr. Scarborough's opinions? If it does not, please provide any needed corrections or clarifications.

Response: The Town is informed and believes that, to the extent addressed in the referenced article, Mr. Scarborough's opinions are accurately reported. Verification of Mr. Scarborough's opinions will need to be provided by Mr. Scarborough. For a summary of his anticipated testimony, see the Town's separately filed witness disclosure and summary of anticipated testimony.

1-4 Does the attached article accurately reflect Mr. Scarborough's opinions? If it does not, please provide any needed corrections or classifications.

Response: To the best of the Town's current information, the answer is "yes." Verification of Mr. Scarborough's actual statement will need to be provided by Mr. Scarborough.

1-5 Does the Town intend to present any other person as a witness on its behalf in the above-identified docket? If so, please identify the witness and the subject matter of the expected testimony.

Response: See the Town's separately filed witness disclosure and summary of anticipated testimony. Witnesses have been and/or will be disclosed in accordance with the Procedural Order adopted by the Committee for purposes of this case.

1-6 Please provide the most recent resume or CV for Mr. Scarborough and for any other person expected to testify on behalf of the Town in the above-identified docket.

Response: A resume for Mr. Scarborough has been requested and will be provided upon the undersigned's receipt thereof.

1-7 Please provide a copy of any analysis or similar study prepared by Mr. Scarborough or any other person for the Town related to the impact of an SRP transmission line on the operation of Phoenix-Mesa Gateway Airport.

Response: Mr. Scarborough has not been asked to prepare a written report. See the Town's separately filed witness disclosure and summary of anticipated testimony.

1-8. Please list all other cases or other proceedings in which Mr. Scarborough has provided testimony, the date of the testimony, the entity on whose behalf he testified, and the subject matter of his testimony.

Response: The Town objects to this request as unduly burdensome and not provided for in the Procedural Order applicable to this case. Further, the Town has no information on its possession responsive to this request. If Mr. Scarborough testifies before the Committee, he will be subject to cross-examination on these subjects.

**MARISCAL, WEEKS, MCINTYRE
& FRIEDLANDER, P.A.**

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Pursuant to A.A.C. R14-3-204, the original and twenty-five (25) copies of the foregoing Notice are hand-delivered for filing this 13th day of October 2009 to:

Docket Control
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

A copy of the foregoing Notice are being mailed this same date to:

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Transmission Line Siting Committee
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